

**UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION**

**San Diego Gas & Electric Company,
Complainant,**

v.

Docket No. EL00-95-045

**Sellers of Energy and Ancillary Service Into
Markets Operated by the California
Independent System Operator Corporation
and the California Power Exchange,
Respondents.**

**Investigation of Practices of the California
Independent System Operator and the
California Power Exchange**

Docket No. EL00-98-042

**REPORT TO THE COMMISSION AND ORDER CONVENING PREHEARING
CONFERENCE AND EXTENDING DEADLINE FOR ANSWERS TO THE
JOINT MOTION TO MODIFY THE PROTECTIVE ORDER**

(Issued August 29, 2001)

TO THE COMMISSION:

A prehearing conference will be convened at 10:00 A.M. on September 5, 2001, in a hearing room of the Federal Energy Regulatory Commission, 888 First Street, NE, Washington, D.C., to address concerns of the California Power Exchange (PX) set forth in a letter filed August 29, 2000. The PX reported that there has been serious slippage in the joint production effort by the California Independent system Operator (ISO and the PX, that the PX's ability to process further data to be provided by the ISO and develop its own required data in compliance with the procedural schedule is in serious doubt, and that the requirements may be more formidable than forecasted at the August 13, 2001 prehearing conference and the procedural schedule predicated on that forecast may be unrealistically ambitious. The PX stated that it will report to me by September 4, 2001 and advise me of the data received from the ISO and its estimate of the date by which its own data production effort can be completed. These matters need to be ventilated in order to understand the extent to which the evidentiary schedule may need to be adjusted. Consequently, the PX shall fully report its concerns at the prehearing conference.

The prehearing conference also may address any outstanding issues with regard to the Marketer Group's Joint Motion to amend the Protective Order. The Generator Group has requested until Friday, August 31, 2001 to engage in further good faith discussions to resolve this matter. The participants to this dispute should continue their discussions and, in the event, that the matter can not be resolved, in lieu of filing answers to the Joint Motion, any outstanding issues will be ventilated at the prehearing conference.

Last, the Grouping Committee is continuing its discussions and will be providing a further report to me by August 31, 2001. The prehearing conference may address concerns that the Grouping committee believes warrant discussion in this larger setting.

Bruce L. Birchman
Presiding Administrative Law Judge